



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on <u>February 13, 2001</u>

Name: C. Fong

By: C. For

#23 MB 02/23/01

## in the united states patent and trademark office RECE/V

In re application of:

Hunein F. MAASSAB, et al.

Application Serial No. 08/573,569

Filed: December 14, 1995

For: **COLD-ADAPTED INFLUENZA** 

**VIRUS** 

FEB 2 0 2001

Group Art Unit: 1648

TECH CENTER 1600/2900

Examiner: Parkin, J.

Attorney's Docket No: 128019-200201

## PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136

Commissioner for Patents Washington, D.C. 20231

Sir:

It is hereby requested that the period for responding to the outstanding Office Action dated August 29, 2000 be extended **three** months from **November 29, 2000** to **February 28, 2001** by the filing of this Petition and fee payment. Applicants concurrently are filing a Continued Prosecution Application.

The petition fee (37 C.F.R. §1.17(a)) is believed to be \$890.00 for a three month extension for a large entity. Fee payment is provided in our accompanying check. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our **Deposit Account No. 50-0974** referencing docket number **128019-200201**. A duplicate copy of this Petition is enclosed.

Respectfully submitted,

Date: February 13, 2001

**BAKER & McKENZIE** 

660 Hansen Way

Palo Alto, California 94304 Telephone: (650) 856-2400 Facsimile: (650) 856-9299 Antoinette F. Konski (Reg. No. 34,202